



**BOARD OF SUPERVISORS**  
**of**  
**MARICOPA COUNTY, ARIZONA**  
(and the Boards of Directors of the Flood Control  
District, Library District, Stadium District,  
Improvement Districts, and/or Board of Deposit)

**Special Meeting Agenda**

**Friday, August 22, 2008**  
**10:00 am**

**Tom Sullivan Conference Room**  
**301 West Jefferson – 10<sup>th</sup> Floor**  
**Phoenix, Arizona**

*One or more members may attend telephonically.  
Members attending telephonically will be announced at the meeting.*

**The Board may vote to recess into an executive session for the purpose of obtaining legal advice from the Board's attorney on any matter listed on the agenda pursuant to A.R.S. §38-431.03(A)(3).**

*The Maricopa County Clerk's Office presents this summarized information as a service to the public. The Clerk does not guarantee the accuracy of the data or information presented and expressly disclaims any responsibility for errors or damages resulting from the use of the information contained herein. The approved meeting minutes of the Board of Supervisors are the official publication of all legal actions taken by the Board.*

**GREEN – APPROVED / RED – DENIED / BLUE – CONTINUED**  
**GOLD – WITHDRAWN / BROWN – NO ACTION**

**BOARD OF SUPERVISORS**

**Open Session**

**1. DESIGNATE FIRE DISTRICTS WHICH QUALIFY FOR ALTERNATE PROCEDURE FOR ELECTING BOARD MEMBERS/OFFICERS – CONTINUED TO 9/12**

Designate fire districts within Maricopa County which qualify for alternate procedure for electing fire district board members/officers for terms beginning December 1, 2008. Cancel the November 4, 2008, elections for fire district board member/officers in those qualifying districts.

The Arizona Legislature offers an alternate procedure for electing fire district officers and members of fire district governing boards (A.R.S. § 48-802D). When only one person, or if no person, has filed a nomination petition for each office to be elected at the General Election, the County Board of Supervisors is authorized to cancel the election. The Board of Supervisors is also authorized to appoint persons who filed a nomination petition to serve as board member/officer for the respective four or two year terms as of August 6, 2008. In addition, as of August 20, 2008, the filing deadline for fire district write in nomination papers (A.R.S. § 16-311), several fire districts in Maricopa County qualified for this action, as reflected on the 2008 List of Fire Districts Qualifying for Alternate Election Procedures which is on file with the Clerk of the Board of Supervisors and included in the board materials.

The November 4, 2008, nonpartisan election for fire district governing board members and officers in these fire districts is canceled. In November, 2008, the board of supervisors will appoint those candidates who filed nomination petitions or write in nomination papers on or before August 20, 2008, to serve the specified terms as fire district board members and officers in these districts, terms to begin December 1, 2008. (C-36-09-003-7-00)

2. **CANCELLATION OF SCHOOL DISTRICT GOVERNING BOARD ELECTIONS – CONTINUED**  
**TO 9/12**

Pursuant to A.R.S. §15-424(D), cancel the elections for the attached list of governing board positions in which only one person filed a nomination petition or a nomination paper as a write-in candidate. Also, declare vacant the governing board positions listed on the attachment for which no person filed nominating petitions and allow the Maricopa County Superintendent of Schools (MCSOS) to appoint in accordance with A.R.S. §15-302(A).

Per A.R.S. §15-424 (D), if only one person files or no person files a nominating petition or nomination paper for a write-in candidate for an election to fill a district office, the Board of Supervisors no earlier than seventy-five days before the election may cancel the election for the position and appoint the person who filed the nominating petition to fill the position. If no person files a nominating petition for an election to fill a district office, the Board of Supervisors no earlier than seventy-five days before the election may cancel the election for that office and that office is deemed vacant and shall be filled as provided in A.R.S. §15-302.

Several school district elections in Maricopa County qualify for this action, as reflected on the 2008 List of Requested Governing Board Election Cancellations which is on file with the Clerk of the Board of Supervisors and included in the board materials. A person who is appointed pursuant to this subsection is fully vested with the powers and duties of the office as if elected to that office. In November, 2008, the Board of Supervisors will appoint those candidates who filed nomination petitions or write in nomination papers on or before August 20, 2008, to serve the specified terms as school district governing board members in these districts, terms to begin January 1, 2008. (C-37-09-001-M-00)

3. Vote to convene in Executive Session. – **APPROVED**

**Executive Session**

E-1. **LEGAL ADVICE - §ARS 38-431.03(A)(3)**  
**PENDING OR CONTEMPLATED LITIGATION - §ARS 38-431.03(A)(4) – NO ACTION**

Legal advice regarding Treasurer's request for additional FY 2008-09 funding for tax statements (E-06-09-005-9-00)

*Wade Swanson, Outside Counsel*  
*Tom Irvine, Outside Counsel*  
*Rebekah Francis, Outside Counsel*  
*Sandi Wilson, Deputy County Attorney*  
*Brian Hushek, Deputy Budget Director*

*Lee Ann Bohn, Deputy Budget Director  
Elizabeth Yaquinto, Director, Workforce Management and Development*

**E-2. LEGAL ADVICE - §ARS 38-431.03(A)(3)  
PENDING OR CONTEMPLATED LITIGATION - §ARS 38-431.03(A)(4) – NO ACTION**

Legal advice regarding Treasurer Information Technology (IT) services and agenda item C-49-08-018-8-00 (E-19-09-019-9-00)

*Wade Swanson, Outside Counsel*

*Tom Irvine, Outside Counsel*

*Rebekah Francis, Outside Counsel*

*Sandi Wilson, Deputy County Attorney*

*Brian Hushek, Deputy Budget Director*

*Lee Ann Bohn, Deputy Budget Director*

*Elizabeth Yaquinto, Director, Workforce Management and Development*